



**Audit and Governance Panel
Call-In Requisition**

We, the undersigned, require that the following decision of the Cabinet be called-in to the next meeting of the Audit and Governance Panel.

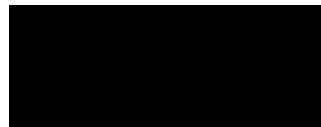
Date of Cabinet	Tuesday 14 March 2023
Item No.	10(a)
Report Title	Arran Mall Update

Signature

Print Name

(1) **Councillors responsible**

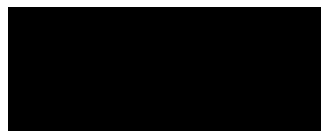
for call-in



Cllr Craig Mackay

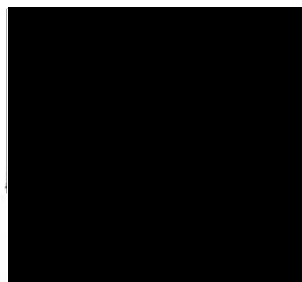
(2) **Councillors supporting call-in (three required):**

(a)



Cllr Ian Cochrane

(b)



Cllr Philip Saxton

(c)

Cllr Ian Cavana

Date 14/03/23.....

Reason

In order to improve information for Councillors, to assist officers in briefing the Panel and to improve the quality of Scrutiny, we confirm that the item is being called-in for the following reason(s).

Councillors are reminded that the 'reasons' section should be completed with sufficient detail as to allow members of the Audit and Governance Panel and officers to appreciate the cause for concern prompting the call-in. (This may be by reference to a part or parts of the Report or Decision or by describing an issue which may not have been adequately addressed or by requesting the provision of additional information which should be specified). Where a call-in requisition contains any questions, or requests for further or additional information, officers, in consultation with the relevant Portfolio holder, shall, where possible, provide written responses to be intimated to all Councillors in advance of the Panel. Receipt of responses to questions shall not itself preclude further scrutiny of the item called-in for the reason set out in this form.

1. Concern over delegation of decision-making following negotiation, given the scale of the issue and potential cost to the public purse and the risks to the Council depending on the direction negotiations take;
2. Lack of costings provided in the paper means the decision was taken without a full breakdown of costs both for Option 1 and Option 3. These need to be provided in full to inform the decision.

Note

Call-ins must be delivered to the Chief Executive no later than 4.00 pm on the day (usually Thursday) two days following the day (usually Tuesday) on which the Cabinet has met.

Time Received..... 08:55 *Date Received* 15-Mar-23 *Received by* Eileen Howat

**EXCERPT FROM THE MINUTES OF
THE CABINET
OF 14 MARCH 2023**

Buildings, Housing and Environment.

11. Arran Mall Update.

There was submitted a report (Members only) of 8 March 2023 by the Head of Legal and Regulatory Services providing Members with a further update on the external legal advice obtained regarding the outstanding suspensive conditions for the site acquisition of the Arran Mall; to present options available to the Council on how to now proceed; and to seek approval for the proposed course of action set out in the recommendations.

Having considered the terms of the external legal advice to the Council and the options available to the Council, as set out in paragraph 4.1 of the report, the Cabinet

Decided:

- (1) to approve Officers to act in terms of Option 3, with delegated power to act in terms of Option 1 in the event that agreement on Option 3 cannot be reached with the sellers; and
- (2) to request that Officers provide a further report setting out proposals for the development of the site.